

Message Text

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62

ORIGIN EB-11

INFO OCT-01 NEA-10 ADP-00 COME-00 HEW-08 OPIC-12 TRSE-00

L-03 CIAE-00 DODE-00 INR-10 NSAE-00 PA-03 RSC-01

USIA-12 PRS-01 SS-15 NSC-10 /097 R

DRAFTED BY EB/ CBA/ BP: EJRankin: VJW

4/6/73 EXT 21052

APPROVED BY EB/ CBA/ BP: HJWINTER (DRAFT)

EB/ OCA/ BR - RJBUSHNELL

NEA/ INS - ARKAY (DRAFT)

COMMERCE - JMLIGHTMAN (DRAFT)

----- 002164

R 062009 Z APR 73

FM SECSTATE WASHDC

TO AMEMBASSY COLOMBO

UNCLAS STATE 064074

E. O. 11652: N/ A

TAGS: EIND, ETRD, CE

SUBJ: PHARMACEUTICAL PATENT PROPOSALS

REF : COLOMBO 764; STATE 058573

1. GSL PROPOSED LEGISLATION TO ABOLISH PRODUCT PATENTS IN FAVOR OF PROCESS PATENTS IS CONTRARY TO PRODUCT PATENT PROTECTION TREND IN MANY COUNTRIES INCLUDING SOME 20 EUROPEAN COUNTRIES EXPECTED TO NEGOTIATE EUROPEAN PATENT CONVENTION LATER THIS YEAR. PROVISION FOR PRODUCT PATENT PROTECTION IN PRESENT DRAFT EXPECTED REMAIN IN FINAL CONVENTION WHICH BECOMES EFFECTIVE 1975.

2. SHOULD THE QUESTION ARISE AS TO US PATENT POLICY, IT SHOULD BE EMPHASIZED THAT US PATENT LAWS ARE AMONG THE MOST THOROUGH IN PROVIDING FOR PRODUCT PATENT PROTECTION INCLUDING PHARMACEUTICAL PRODUCTS.

3. HOWEVER, SHOULD GSL PROCEED WITH PLANS ONLY HONOR

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PROCESS PATENTS FOR DRUGS, IT IS HOPED THAT ANY ACTION
SUCH AS COMPULSORY PATENT LICENSING WHICH MIGHT BE TAKEN
WOULD BE IN ACCORDANCE WITH PARIS CONVENTION PROTECTION
INDUSTRIAL PROPERTY, TO WHICH GSL SIGNATORY.

4. ACTION REQUESTED: IF DEEMED APPROPRIATE, EMBASSY MAY
UTILIZE THE FOREGOING IN DISCUSSIONS WITH GSL OFFICIALS. ROGERS

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*** Current Handling Restrictions *** n/a

*** Current Classification *** UNCLASSIFIED

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
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Draft Date: 06 APR 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: EJRANKIN: VJW
Enclosure: n/a
Executive Order: n/a
Errors: n/a
Film Number: n/a
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Handling Restrictions: n/a
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ISecure: 1
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Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Previous Classification: n/a
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EO Systematic Review
30 JUN 2005

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Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> gwr 971209
Subject: PHARMACEUTICAL PATENT PROPOSALS
TAGS: EIND, ETRD, CE
To: COLOMBO
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005